



3. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

4. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

5. The allegations in paragraph 5 are legal conclusions as to which no response is required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

### **VIOLATIONS**

6. The allegations in paragraph 6 are legal conclusions as to which no response is required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

### **NATURE OF THE PROCEEDINGS AND RELIEF SOUGHT**

7. The allegations in paragraph 7 are legal conclusions as to which no response is required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

8. The allegations in paragraph 8 are legal conclusions as to which no response is required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

**JURISDICTION AND VENUE**

9. The allegations in paragraph 9 are legal conclusions as to which no response is required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

10. The allegations in paragraph 10 are legal conclusions as to which no response is required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

**DEFENDANTS**

11. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

12. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

**COMMONLY-USED TRADING TERMS**

13. The allegations in paragraph 13 do not contain allegations that are factual in nature and therefore no response is required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

14. The allegations in paragraph 14 do not contain allegations that are factual in nature and therefore no response is required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

15. The allegations in paragraph 15 do not contain allegations that are factual in nature and therefore no response is required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

### **FACTS**

#### **A. Bonan Huang and Nan Huang's Employment with Credit Card Company**

16. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

#### **Bonan Huang and Nan Huang Misappropriated Information from Capital One and Traded on this Information**

17. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

18. Huang lacks knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 18. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

19. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

20. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

21. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

22. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

23. The allegations in Paragraph 23 state legal conclusions as to which a response is not required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

**B. The Extent of Bonan Huang and Nan Huang's Trading**

24. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

25. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

26. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

27. The allegations in Paragraph 27 state legal conclusions as to which no response is required. As to the remainder of the paragraph, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

**Trading on Company A**

28. Huang lacks knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 28.

29. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

30. Huang lacks knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 30.

31. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

32. Huang lacks knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 32.

33. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

**Trading on Company B**

34. Huang lacks knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 34.

35. Huang lacks knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 35.

36. Huang lacks knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 36.

37. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

38. Huang lacks knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 38.

39. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

**Trading on Company C**

40. Huang lacks knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 40.

41. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

42. Huang lacks knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 42.

43. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

44. Huang lacks knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 44.

45. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

**C. Defendants Bonan Huang and Nan Huang Breached Their Duty to Capital One and Violated Capital One's Policies**

46. The allegations in paragraph 46 state legal conclusions as to which no response is required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

47. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

48. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

49. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

50. Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

51. The allegations in paragraph 51 state legal conclusions as to which no response is required. To the extent that it is later determined that a response is required, Huang

respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

52. The allegations in paragraph 52 state legal conclusions as to which no response is required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

### **CLAIMS FOR RELIEF**

53. No response is required to this Paragraph.

54. The allegations in paragraph 54 state legal conclusions as to which no response is required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

55. The allegations in paragraph 55 state legal conclusions as to which no response is required. To the extent that it is later determined that a response is required, Huang respectfully declines to answer based upon his Constitutional right not to be a witness against himself.

### **AFFIRMATIVE DEFENSES**

#### **First Affirmative Defense**

1. The Complaint fails to state a claim against Huang upon which relief can be granted.



**AFFIRMATIVE DEFENSES RESERVED**

Huang hereby gives notice that he intends to rely on other defenses that may become available or appear during the discovery proceedings in this case and hereby reserves the right to amend its Answer to assert any other related defenses as they become available.

BILLION LAW

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